06/25/03

LITY PATENT APPLICATION TRANSMITTAL (Small Entity)

(Only for new nonprovisional applications under 37 CFR 1.53(b))

Docket No. LERS101.02

Total Pages in this Submission

TO THE ASSISTANT COMMISSIONER FOR PATENTS

Box Patent Application Washington, D.C. 20231

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□ (Divisional				of prior application No.:	09/837,906			
Which					_		,	_				
	Conti	inuat	ion 🗆	Divisional	\boxtimes	Continuation	-in-part (CIP)	of prior application No.:	09/408,090			
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LIIOIO		.				Applicatio	n Elements					
1.	×	Filin	g fee as	calculated an	d trar	ısmitted as des	cribed below					
2.	⋈	Cno	ecification having 12 pages and including the following:									
۷.		Spe	Cilicatioi	Triaving		12	_ pages and ii	icidaling the following.				
	a.	X	Descrip	tive Title of th	e Inve	ention	. ,					
r	b.	\boxtimes	Cross F	References to	Relat	ed Applications	(if applicable)					
	C.		Statem	ent Regarding	Fede	erally-sponsored	d Research/De	velopment (if applicable)				
	d.		Referer	nce to Sequen	ce Li	sting, a Table, c	r a Computer	Program Listing Appendix				
	e.	\boxtimes	Backgro	ound of the In	entic/	on						
	f.	X	Brief St	ummary of the	Inve	ntion						
	g.	\boxtimes	Brief De	escription of th	e Dra	awings (if filed)						
	h.	\boxtimes	Detailed	d Description								
	i.	\boxtimes	Claim(s	s) as Classified	l Belo	ow						
	j.	\boxtimes	Abstrac	t of the Disclo	sure							

UTILITY PATENT APPLICATION TRANSMITTAL (Small Entity)

(Only for new nonprovisional applications under 37 CFR 1.53(b))

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Total Pages in this Submission

Application Elements (Continued)												
3.	\boxtimes	Drawing(s) (when necessary as prescribed by 35 USC 113)										
	a.	□ Formal Number of Sheets 1										
	b.	☐ Informal Number of Sheets										
4.	\boxtimes	Oath or Declaration										
	a.	☑ Newly executed (original or copy) ☐ Unexecuted										
	b.	☐ Copy from a prior application (37 CFR 1.63(d)) (for continuation/divisional application only)										
	C.	☑ With Power of Attorney ☐ Without Power of Attorney										
	d.	DELETION OF INVENTOR(S) Signed statement attached deleting inventor(s) named in the prior application, see 37 C.F.R. 1.63(d)(2) and 1.33(b).										
5.		Incorporation By Reference (usable if Box 4b is checked) The entire disclosure of the prior application, from which a copy of the oath or declaration is supplied under Box 4b, is considered as being part of the disclosure of the accompanying application and is hereby incorporated by reference therein.										
6.		CD ROM or CD-R in duplicate, large table or Computer Program (Appendix)										
7. 8.		Application Data Sheet (See 37 CFR 1.76) Nucleotide and/or Amino Acid Sequence Submission (if applicable, all must be included)										
	a.	☐ Computer Readable Form (CFR)										
	b.	☐ Specification Sequence Listing on:										
		i. CD-ROM or CD-R (2 copies); or										
		ii. 🔲 Paper										
	C.	☐ Statement(s) Verifying Identical Paper and Computer Readable Copy										
		Accompanying Application Parts										
9.		Assignment Papers (cover sheet & document(s))										
10.		37 CFR 3.73(B) Statement (when there is an assignee)										
11.		English Translation Document (if applicable)										
12.	\boxtimes	Information Disclosure Statement/PTO-1449 Copies of IDS Citations										
13.		Preliminary Amendment										
14.	X	Return Receipt Postcard (MPEP 503) (Should be specifically itemized)										
15.		Certified Copy of Priority Document(s) (if foreign priority is claimed)										
16.	\boxtimes	Certificate of Mailing										
		☐ First Class ☒ Express Mail (Specify Label No.): EV 154644797 US										

UTILITY PATENT APPLICATION TRANSMITTAL (Small Entity)

(Only for new nonprovisional applications under 37 CFR 1.53(b))

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Total Pages in this Submission

	Accompanying Application Parts (Continued)						
17.	X	Applicant claims small entity status. See 37 CFR 1.27.					
		☐ (Optional) Small Entity Statement(s) - Specify Number of Statements Submitted:					
18.		Additional Enclosures (please identify below):					
		Request That Application Not Be Published Pursuant To 35 U.S.C. 122(b)(2)					
19.		Pursuant to 35 U.S.C. 122(b)(2), Applicant hereby requests that this patent application not be published pursuant to 35 U.S.C. 122(b)(1). Applicant hereby certifies that the invention disclosed in this application has not and will not be the subject of an application filed in another country, or under a multilateral international agreement, that requires publication of applications 18 months after filing of the application.					
		Warning					
		An applicant who makes a request not to publish, but who subsequently files in a foreign country or under a multilateral international agreement specified in 35 U.S.C. 122(b)(2)(B)(i), must notify the Director of such filing not later than 45 days after the date of the filing of such foreign or international application. A failure of the applicant to provide such notice within the prescribed period shall result in the application being regarded as abandoned, unless it is shown to the satisfaction of the Director that the delay in submitting the notice was unintentional.					

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Fee Calculation and Transmittal

CLAIMS AS FILED For #Filed #Allowed #Extra Rate Fee **Total Claims** \$0.00 17 - 20 = \$9.00 х 2 Indep. Claims - 3 = 0 \$42.00 \$0.00 х Multiple Dependent Claims (check if applicable) \$0.00 **BASIC FEE** \$375.00 OTHER FEE (specify purpose) \$0.00 TOTAL FILING FEE \$375.00 A check in the amount of \$375.00 to cover the filing fee is enclosed. ☐ The Commissioner is hereby authorized to charge and credit Deposit Account No. as described below. A duplicate copy of this sheet is enclosed. ☐ Charge the amount of as filing fee. Credit any overpayment. ☐ Charge any additional filing fees required under 37 C.F.R. 1.16 and 1.17. ☐ Charge the issue fee set in 37 C.F.R. 1.18 at the mailing of the Notice of Allowance, pursuant to 37 C.F.R. 1.311(b). Dated: Signature Joseph W. Holland (38,919)HOLLAND & THIEL, P.C. PO Box 1840 Boise ID 83701-1840

(208) 336-1234

CC: